



# Public Service Commission

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State of Florida  
-M-E-M-O-R-A-N-D-U-M-

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**DATE:** July 2, 1997  
**TO:** Linda Williams, Division of Records and Reporting  
**FROM:** Natalie M. Monteiro, Division of Communications  
**RE:** Docket 970686-TL  
Addition of a Document, and  
Title Extension Change Request

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Please add the attached document to Docket 970686-TL.

Also, please change the extension of Docket 970686-TL from TL to TC to reflect that the request for waiver is for Rule 25-24.515(8), F.A.C.

Thank you.

ACK \_\_\_\_\_  
AFA \_\_\_\_\_  
APP \_\_\_\_\_  
CAF \_\_\_\_\_  
CMU \_\_\_\_\_  
CTR \_\_\_\_\_  
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SEC   1    
WAS \_\_\_\_\_  
OTH \_\_\_\_\_

DOCUMENT NUMBER-DATE  
06727 JUL-3 5  
FPSC-RECORDS/REPORTING



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Manager - Regulatory

Southern Operations  
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Tallahassee, Florida 32316-2214  
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Fax (904) 599-1458

July 1, 1997

Ms. Natalie Monteiro  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850

Dear Ms. Monteiro:

RE: Docket No. \_\_\_\_\_  
Waiver of Rule 25-24.515(8), F.A.C.

On behalf of Sprint-Florida, Inc. enclosed please find our request for waiver of Rule 25-24.515(8), F.A.C. which we ask that you file in the above captioned matter.

We request that the pay telephones located at the addresses below be exempted from the provisions of Rule 25-24.515(8), Florida Administrative Code, which requires that all pay telephone stations must allow incoming calls to be received "with the exception of those located at penal institutions, hospitals and schools and at locations specifically exempted by the Commission." The locations and numbers of the pay telephones are listed below:

631 E. Call Street  
Tallahassee, FL (850) 681-3278

603 E. Call Street  
Tallahassee, FL (850) 681-7548

This waiver is being requested in accordance with the requirements of Florida Statutes Section 120.542(2). Granting this waiver will not impede the continued provision of pay telephone service to the using public as intended by the underlying Statute (Section 364.345).

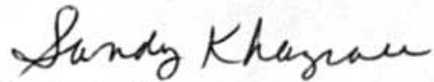
In addition, as explained below, granting this waiver will lift the "substantial hardship" that the rule imposes on law enforcement, the location provider and the law abiding using public.

The Sheriff's Office has requested that we submit this request for a waiver of the rule because of the use of the pay telephones at these locations for allegedly illegal activities. They believe the waiver will restrict the usefulness of the pay telephones for these individuals. These locations do not fit within the delineated exceptions to the rule and therefore this request for waiver is appropriate.

The location provider for the locations identified above has either joined in or agreed to this request for waiver which is attached.

Please advise by Order if our request for the waiver has been accepted.

Sincerely,



Sandra A. Khazraee

Attachments

**FLORIDA PUBLIC SERVICE COMMISSION**  
**REQUEST TO BLOCK INCOMING CALLS**



PAY TELEPHONE NUMBER: JONE NUMBER PER REQUEST, NO EXCEPTIONS 904 681-9548  
 PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS): 603 E Call

To deter criminal activity facilitated by individuals receiving incoming calls at the pay telephone listed above, I request that I be granted an exemption from the requirement that incoming calls be received at the pay telephone location (rule 26-24.515(8) or 25-4.078(4), F.A.C., as appropriate). I agree to provide central office based intercept at no charge to the end-user and to prominently display a written notice directly above or below the telephone number which states: "Incoming calls blocked at request of law enforcement."

I, the undersigned owner or officer of the pay telephone company named below, have read the foregoing and declare that to the best of my knowledge and belief, the above information is a true and correct statement. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public-servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.

SIGNATURE OF OWNER/OFFICER OF PAY TELEPHONE COMPANY: T. Lavelle Rixie DATE: 5-21-99  
 NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE): T. Lavelle Rixie  
 NAME OF PAY TELEPHONE COMPANY: Sprint-Florida  
 MAILING ADDRESS: 962 First St. Bldg. D, Altamonte Springs, FL 32701

I, the undersigned owner of the above-referenced pay telephone location, declare that to the best of my knowledge and belief, criminal activity is associated with and facilitated by incoming calls being received at the pay telephone number and location referenced above. It is my belief that allowing incoming calls to be blocked at the pay telephone will eliminate or help control that activity and attest to this fact by my signature below. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public-servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.

SIGNATURE OF LOCATION OWNER: Clyde Spencer DATE: 5/20/99  
 NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE): Clyde Spencer Le Parc Apts  
 MAILING ADDRESS: 631 E Call Street Tallahassee, FL 32301

I, the undersigned Chief of the law enforcement agency of the jurisdiction in which the above-referenced pay telephone is located, declare that to the best of my knowledge and belief, criminal activity is associated with and facilitated by incoming calls being received at the pay telephone number and location referenced above. It is my belief that allowing incoming calls to be blocked at this pay telephone will eliminate or help control that activity and attest to this fact by my signature below. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public-servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.

SIGNATURE OF CHIEF OF RESPONSIBLE LAW ENFORCEMENT AGENCY: Tommy Campbell DATE: 5-22-99  
 NAME & POSITION/TITLE (PRINT OR TYPE): ARRY CAMPBELL, SHERIFF Leon Co. Sheriff's Office  
 NAME OF LAW ENFORCEMENT AGENCY: Leon Co. Sheriff's Office  
 MAILING ADDRESS: P.O. Box 727 Tall, Fl. 32502

FLORIDA PUBLIC SERVICE COMMISSION  
REQUEST TO BLOCK INCOMING CALLS



PAY TELEPHONE NUMBER: (ONE NUMBER PER REQUEST, NO EXCEPTIONS)

904 681-3278

PHYSICAL LOCATION OF PAY TELEPHONE (ADDRESS):

631 E Call

To deter criminal activity facilitated by individuals receiving incoming calls at the pay telephone listed above, I request that I be granted an exemption from the requirement that incoming calls be received at the pay telephone location (Rule 25-24.515(b) or 25-4.076(b), F.A.C., as appropriate). I agree to provide central office based intercept at no charge to the end-user and to prominently display a written notice directly above or below the telephone number which states: "Incoming calls blocked at request of law enforcement."

I, the undersigned owner or officer of the pay telephone company named below, have read the foregoing and declare that to the best of my knowledge and belief, the above information is a true and correct statement. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public-servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.

SIGNATURE OF OWNER/OFFICER OF PAY TELEPHONE COMPANY:

*T. LaVelle Risie*

DATE 5-25-97

NAME OF OWNER/OFFICER OF PAY TELEPHONE COMPANY (PRINT OR TYPE):

T. LaVelle Risie

NAME OF PAY TELEPHONE COMPANY:

Sprint-Florida

MAILING ADDRESS:

962 First St. Bldg. D, Aitamonte Springs, FL 32701

I, the undersigned owner of the above-referenced pay telephone location, declare that to the best of my knowledge and belief, criminal activity is associated with and facilitated by incoming calls being received at the pay telephone number and location referenced above. It is my belief that allowing incoming calls to be blocked at the pay telephone will eliminate or help control that activity and attest to this fact by my signature below. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public-servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.

SIGNATURE OF LOCATION OWNER:

*Clyde E. Spencer*

DATE 5-10-97

NAME OF PAY TELEPHONE LOCATION OWNER (PRINT OR TYPE):

Clyde Spencer Le Parc Apts

MAILING ADDRESS:

631 E Call Street Tallahassee, FL 32301

I, the undersigned Chief of the law enforcement agency of the jurisdiction in which the above-referenced pay telephone is located, declare that to the best of my knowledge and belief, criminal activity is associated with and facilitated by incoming calls being received at the pay telephone number and location referenced above. It is my belief that allowing incoming calls to be blocked at this pay telephone will eliminate or help control that activity and attest to this fact by my signature below. I am aware that pursuant to Section 837.06, Florida Statutes, whoever knowingly makes a false statement in writing with the intent to mislead a public-servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree.

SIGNATURE OF CHIEF OF RESPONSIBLE LAW ENFORCEMENT AGENCY:

*Larry Campbell*

DATE 5-22-97

NAME & POSITION/TITLE (PRINT OR TYPE):

LARRY CAMPBELL,

NAME OF LAW ENFORCEMENT AGENCY:

LEON C. SHERIFF'S OFFICE

MAILING ADDRESS:

P.O. Box 727 Tall, FL. 32302